

MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF IRVINGTON, NEW YORK HELD ON MONDAY MAY 15, 1995 8:00 P.M. VILLAGE HALL, 85 MAIN STREET, IRVINGTON, NEW YORK.

Present: Dennis P. Flood, Mayor
Garrard R. Beeney, Trustee
Sheila M. Attai, Trustee
James McNiff, Trustee
Stephen A. McCabe, Administrator
Lawrence S. Schopfer, Clerk-Treasurer
Robert M. Bauer, Superintendent of Public Works
Eugene Hughey, Building Inspector

The meeting was called to order by Mayor Flood who led the attendance in the pledge of allegiance to the flag of the United States of America.

Mayor Flood opened the floor to public comment on matters not contained on the agenda. Justin Regan described a situation regarding posting of handbills where an organization involved with the recent school board election had posted handbills without a permit. He further indicated that he approached Administrator Steve McCabe and Clerk-Treasurer Lawrence Schopfer about the subject on the day that the handbills were posted. Mr. McCabe indicated that the Village chose to contact the responsible party and allow them the opportunity to obtain a permit. Mr. Regan questioned the purpose of the law. Trustee Beeney further noted that the handbill law was treading on the fringes of 1st Amendment rights and that, especially in a political situation, removal of the signs in such an abrupt fashion would have been questionable. Mr. McCabe noted that the Village's decision was arrived at after conferring with counsel. Brenda Livingston also noted that in Harrison, NY, there was a court case regarding tampering with signs and that care should be taken in this area. Annette Leyden noted that the Democratic party properly applied for a permit and the signs were taken down by an unknown party. She noted that this was not fair because the entire process was followed legally. Stanley Leyden also noted that a recent court case ruled that the party posting the sign is not required to identify themselves on the sign.

Mr. Grodin questioned whether the "Pool Bond" still existed. Mayor Flood indicated that it did still exist and will exist until 1999 when the bonds are first callable. Also, current interest rates allow the Village to invest the unexpended money at a rate comparable to the interest rate paid on the bonds.

Mr. Kosack, of 14 South Broadway, questioned the quality of the water in Irvington. He approached the Board with a sample of water showing residue in the container. Superintendent of Public Works, Bob Bauer noted that the Village water supply from the Croton Aqueduct was under a turbidity alert, although the water was safe to drink. He also provided Mr. Kosack with a name of company which could test the water if he so desired. Mr. McCabe suggested that the water department go to 14 South Broadway to obtain a sample and have it tested and forward the results to Mr. Kosack.

Erin Malloy of the League of Women Voters noted that their organization's state convention would be held in Tarrytown. She formally extended an invitation to all elected officials to attend such convention.

Trustee Attai made a motion to adopt the minutes of the regular meeting of the Village Board held on April 17, 1995. The motion was seconded by Trustee McNiff and unanimously approved.

Trustee Attai made a motion to adopt the minutes of the regular meeting of the Village Board held on May 2, 1995. The motion was seconded by Trustee McNiff and unanimously approved with Mayor Flood abstaining.

Mayor Flood read communications from Hastings Village Manager Neil Hess; Dorothy Mahon regarding graffiti; and Westchester County Executive Andrew O'Rourke regarding the additional 1% sales tax. In response to Mr. O'Rourke's correspondence, on a motion by Trustee Attai and seconded by Trustee McNiff, the Board unanimously approved a resolution requesting extension of the 1% sales tax. A copy of this resolution and all other pieces of correspondence are attached hereto as a part of these minutes.

Mayor Flood announced a public hearing to be held on June 5, 1995 with respect to the adoption of the Interim Development Law of 1995. He then provided some background on the reasons behind the consideration of this law. Trustee Beeney outlined the procedure with respect to the adoption of the law. He noted that after the adoption of the law, the Village would undertake studies to arrive at the possible re-zoning of the industrial area. The studies would involve the Irvington 2000 committee as well as environmental impact studies.

Trustee Attai indicated that this is an important step forward and that the area is in need of further consideration. Trustee McNiff noted that the other option in this matter is to do nothing. However, he would rather get the community involved and move forward on the issue. Mayor Flood noted that a survey enclosed with the recent newsletter revealed overwhelming support for a reconsideration of the use of the waterfront.

John Dedyo questioned whether there were previous reports on the subject and whether a synopsis of such reports was available. Trustee Beeney noted that some work had been done on the subject but that no comprehensive report had ever been completed. Earl Ferguson expressed the opinion that the waterfront is in need of a mixed use of commercial and residential/recreational. He further expressed concern now that the property at 29 Bridge Street has been sold, that the new use was not consistent with the desires of the community. He also expressed concerns about impact on traffic of the new use of the property.

Mayor Flood introduced Steve Kemler, President of Human-i-Tees, the new occupants of 29 Bridge Street. He indicated that he and Mayor Flood, Trustee Beeney, and Steve McCabe had an introductory dinner meeting to discuss some of the issues surrounding the waterfront. He indicated that his operation does not involve any manufacturing, all of which is sub-contracted out. There are currently 125 full-time employees and the company contributes a significant portion of profits to environmental concerns. He stated that he has a real concern for Irvington and wants to work together with the community.

Trustee Beeney stated that the Board must decide what direction it wants waterfront development to proceed and then it will work closely with the property owners in the district.

Dennis Kartroub questioned what the Human-i-Tees planned to do on the site. Mr. Kemler indicated warehousing and offices. Mr. Kartroub questioned whether there would be distribution on the site. Mr. Kemler indicated that this was not in the plans. Trustee Beeney noted that this operation will replace a school bus company.

Stan Leyden questioned whether there is a long term plan for traffic concerns. Mayor Flood indicated that many environmental studies would need to be undertaken during the moratorium period and such concerns would be addressed then. Mr. Leyden noted that infrastructure in that area is very important. Mayor Flood agreed.

Bill Thompson asked what guidelines there would be in the review process by the Board for exceptions during the moratorium period. Mayor Flood indicated that all requests for review would be directed to the Board of Trustees as specified in the proposed law. Mr. Thompson asked whether the Board could meet more often to consider waiver applications. Trustee Beeney indicated that a quorum of the Board could be assembled when necessary.

Mayor Flood introduced the Capital Budget by outlining the proposed projects to be covered. These projects include the expansion and renovation of the Recreation Center, reconstruction of the Memorial Park Field House, relocation of the sand and salt piles, refurbishment of a fire truck, and acquisition of a police car. The total amount of this phase of the capital budget is \$490,000. Stan Leyden questioned what other items are left for other phases. Steve McCabe indicated that there are water projects, garbage truck replacements, and expansion of the fire house. Mr. Leyden also asked if any improvement to Halsey Pond was considered. Mr. McCabe indicated that no money was specifically allocated for Halsey Pond. Alice Ryan jokingly asked if any money would be used to build a pool. She also asked how the Recreation Center would be renovated. Mr. McCabe described the proposed renovations to the roof, floors, and an addition of 2,000 sq. feet. Najib Budieri asked what the addition would be used for. Mr. McCabe indicated that the Recreation department would conduct more programs, especially geared towards teens and senior citizens. Mr. Budieri also asked how many floors are contemplated for the addition. Mr. McCabe responded: one. Ms. Ryan asked what time frame this was expected to be done. Mr. McCabe indicated that construction would be mid-summer because it was tied to funding for ADA renovations. Mr. Leyden asked how the Center would become ADA accessible. Mr. McCabe indicated that there would be a small lift to get from the basement level to the first floor. Mr. Budieri commented that there should be no need for an elevator if ramps were used. Mr. McCabe noted that the ramp required to get from Main Street to the front entrance on the first floor would take up the majority of the front yard of the property.

There being no further discussion on the capital budget, Trustee McNiff made a motion which was seconded by Trustee Attai and unanimously approved the first phase of the capital budget.

Trustee Attai noted that awards have been presented by the Beautification committee to local merchants. In addition, the Building department has been reporting brisk development activity with 40 open permits and 16 new home permits.

Trustee McNiff announced that the second annual DARE carnival would be held at Matthiessen Park on Friday May 19th and Saturday May 20th. All proceeds go to fund the Irvington DARE program. Also, a ceremony is scheduled for the new Senior Citizen Bus on May 23rd.

Trustee Beeney reported that the Irvington 2000 committee has tentatively scheduled a Town Meeting for June 14th and the Village will hold Memorial Day ceremonies on May 29th.

Bob Bauer reported that the paving schedule has been completed for work to be done this summer.

Mayor Flood reported on the water shut-off program by indicating that outstanding account balances have been reduced by 62% during the 1 year that the program has been in effect. He stated that these are real results from a local law adopted in late 1993.

Mayor Flood also questioned why the water alarm located in Village Hall has not been working. This alarm was installed to signal when there is a drastic drop in water level in the storage tanks to help alert for the possibility of a water main break. Mr. Bauer indicated that he was not aware that the alarm was not working and stated that he would investigate the matter immediately.

Steve McCabe announced that the Irvington Planning Board would be acting as lead agency for the Westwood EIS.

Clerk-Treasurer Lawrence Schopfer requested authorization issue a peddling permit to Ali Mojazza to sell ice cream near Matthiessen Park. Trustee Attai made a motion which was seconded by Trustee McNiff and unanimously approved to authorize the issuance of such permit.

Trustee McNiff made a motion which was seconded by Trustee Attai and unanimously approved to authorize payment of bills subject to review.

Trustee McNiff made a motion for the Board to adjourn to executive session to take up litigation and personnel matters. The motion was seconded by Trustee Attai and unanimously approved.

Upon reconvening from executive session, a motion was made, seconded and unanimously approved appointing the following part-time employees:

<u>Name</u>	<u>Position</u>	<u>Hourly Rate</u>
Eric J. Seman	P/T Highway (Summer)	\$7.00/hour
Billy Mentekidis	P/T Highway (Summer)	\$5.00/hour
Anthony Tarricone	P/T Parks (Summer)	\$6.00/hour
Anthony Kazmierczak	P/T Parks (Summer)	\$6.00/hour
Mike Indrieri	P/T Parks (Summer)	\$6.00/hour

There being no further business to conduct, the meeting was adjourned.

Lawrence S. Schopfer, Clerk-Treasurer

Attachments